

# County of Santa Clara

Office of the District Attorney

County Government Center, West Wing  
70 West Hedding Street  
San Jose, California 95110  
(408) 299-7400  
www.santaclara-da.org



**Dolores A. Carr**  
**District Attorney**

September 24, 2009

Re: *People v. Ortega & Alvarez*, CC954156; Penal Code section 186.11 restraining orders

**NOTICE IS HEREBY GIVEN** that on September 1<sup>st</sup> and 4<sup>th</sup>, 2009, pursuant to Penal Code section 186.11, orders to show cause and temporary restraining orders were issued by the Santa Clara County Superior Court in the above-entitled action and the following property was ordered frozen:

Bank Accounts

US Bank

1. account # 153461255801 (M & R Contemporary Solutions)
2. account # 153461255793 (M & R Contemporary Solutions)
3. account # 153461805449 (Mariano Ortega/M & R Contemporary Solutions)
4. account # 153461805431 (Mariano Ortega/M & R Contemporary Solutions)
5. account # 153461521046 (Mariano Ortega/M & R Contemporary Solutions)
6. account # 153461386176 (Mariano Ortega)
7. account # 153460675520 (Mariano Ortega)
8. account # 4798531206138481 (Mariano Ortega/OMSS Investments Inc.)
9. account # 153461385137 (OMSS Investments)
10. account # 153461805688 (Rene Alvarez)
11. certificate of deposit # 353405966758 (Mariano Ortega)
12. account # 153461255785 (Mariano Ortega; Rene Alvarez; M & R Contemporary Solutions)

Bank of America

1. account # 05819-16894 (Mariano Ortega)
2. account # 05811-16893 (Mariano Ortega)
3. account # 05812-72902 (Mariano Ortega)
4. account # 05812-72889 (Mariano Ortega)
5. account # 05811-43622 (Mariano Ortega)
6. account # 121000358 (Mariano Ortega/Stephen Beal)
7. account # 06848-42408 (OMSS Investments Inc.)

Wells Fargo Bank

1. account # 334-2603259 (Mariano Ortega)
2. account # 9612672783 (Mariano Ortega)

Chase/Washington Mutual Bank

1. account # 10630423582107 (Mariano Ortega)

If you wish to contest this matter, you have thirty (30) days from the date of the first publication of this notice, or thirty (30) days from receipt of actual notice, to file a verified (under penalty of perjury) claim for this property with the Clerk of the Superior Court of Santa Clara, Criminal Division, located at 190 West Hedding Street, San Jose, California. Your claim must state the nature and amount of your interest in the property. A file endorsed copy of the verified claim must also be served on the Santa Clara County Office of the District Attorney, 70 West Hedding Street, San Jose, California, 95110, attn: Duane Shewaga. A defendant, or a person who has filed a verified claim, shall have the right to have the Court conduct an order-to-show-cause hearing within 10 days of the service of the request for hearing upon the District Attorney. Upon a showing of good cause, you can have the hearing within 2 days of service on the District Attorney. Failure to file a timely verified claim, as instructed above, may result in the forfeiture of the above-described property toward victim restitution.

Copies of the Order to Show Cause & Temporary Restraining Order filed September 2, 2009 and September 4, 2009 are enclosed.

Yours truly,

Michael Fitzsimmons  
Deputy District Attorney